

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

|                            |   |                     |
|----------------------------|---|---------------------|
| H. LEIGHTON LASKEY,        | ) |                     |
|                            | ) |                     |
| Plaintiff,                 | ) |                     |
|                            | ) |                     |
| v.                         | ) | C.A. No. 06-018-JJF |
|                            | ) |                     |
| PFC. ROBERT C. LEGATES,    | ) |                     |
| PFC. WHEATLEY, MILLSBORO   | ) |                     |
| POLICE DEPARTMENT AND TOWN | ) |                     |
| OF MILLSBORO               | ) |                     |
|                            | ) |                     |
| Defendants.                | ) |                     |

**DEFENDANTS' MOTION FOR SUMMARY JUDGMENT**

Pursuant to Fed. Rule. Civ. Pro. 56 defendants hereby move for summary judgment on the grounds that there is no genuine issue of material fact and they are entitled to judgment as a matter of law. The grounds for defendants' Motion are set forth in their Opening Brief filed in Support of the Motion for Summary Judgment.

**WHEREFORE**, moving defendants request that summary judgment be entered in their favor.

**AKIN & HERRON, P.A.**

/s/ Bruce C. Herron  
Bruce C. Herron  
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Attorney for Defendants

Dated: July 19, 2007

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FOR THE DISTRICT OF DELAWARE

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| H. LEIGHTON LASKEY,        | ) |                     |
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| Plaintiff,                 | ) |                     |
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| v.                         | ) | C.A. No. 06-018-JJF |
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| PFC. ROBERT C. LEGATES,    | ) |                     |
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| POLICE DEPARTMENT AND TOWN | ) |                     |
| OF MILLSBORO               | ) |                     |
|                            | ) |                     |
| Defendants.                | ) |                     |

NOTICE OF SERVICE

I **HEREBY CERTIFY** that on this 19<sup>th</sup> day of July, 2007, a copy of **DEFENDANTS' MOTION FOR SUMMARY JUDGMENT** was electronically filed with the Clerk of the Court using CM/ECF and was sent first class mail to the following party:

H. Leighton Laskey  
T1833286  
527 Baltic Avenue  
Brooklyn, MD 21225

**AKIN & HERRON, P.A.**

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